

ARTICLE I. IN GENERAL

Sec. 21-1. Definitions.

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Fixture shall mean any sink, tub, shower, water closet or other facility connected by a drain to the sewer.

House-connection sewer shall mean that portion of the horizontal sewer piping which extends from the building or structure to the property line of the public right-of-way or easement.

Living unit shall mean any residence, apartment house, habitation or other structure customarily occupied by a single person or family requiring sewage disposal services.

Outlet means any part of a sewer system to which a fixture may be connected.

Public sewer (sewer main) shall mean any main line sewer constructed in any street, highway, alley, place or right-of-way dedicated for public use and accepted by the city. Such term shall not include laterals or house-connection sewers.

Report means the report referred to in section 5473 of the Health and Safety Code of the state.

Sewer connection charge means fees or other charges paid to obtain a permit to connect one or more fixtures to the sewerage system.

Sewer lateral shall mean that portion of the horizontal sewer piping within the public right-of-way which extends from the public sewer to the street property line or limit of public right-of-way or easement.

Sewer service charges means fees, tolls, rates, rentals or other charges for services and facilities furnished by the city in connection with its sanitation or sewerage system. (Code 1961, §§ 22.0, 22.8)

Sec. 21-2. Violations declared nuisance; abatement.

Any improvement, pipe, facility connected, set up, erected, constructed, altered, enlarged, converted, moved or maintained contrary to

the provisions of this article and any use of any land, building or premises established, conducted, operated or maintained contrary to the provisions of this article shall be and the same is hereby declared to be unlawful and a public nuisance and the city attorney shall, upon order of the city council, immediately commence action or proceedings for the abatement and removal and enjoinder thereof in the manner provided by law and shall take such other steps and shall apply to such courts as may have jurisdiction to grant such relief as will abate and remove such building or structure, and restrain and enjoin any person from setting up, erecting, building, maintaining or using any such building or using any premises contrary to the provisions of this article. (Code 1961, §§ 22.3, 22.52)

Sec. 21-3. Connection required if sewer available.

The further maintenance or use of cesspools or other local means of sewage disposal constitute a public nuisance. All buildings inhabited or used by human beings which are not more than one hundred (100) feet from the sewerage system of the city or any extension hereafter made thereto, and in which any sewage is produced shall be connected with the sewerage system of the city not less than ninety (90) days from the time when such connection can be made. (Code 1961, § 22.42)

Sec. 21-4. Abatement of nuisance arising from nonconnection.

During the period of sewer nonconnection or disconnection, habitation of such premises by human beings shall constitute a public nuisance, whereupon the city council shall cause proceedings to be brought for the abatement of the occupancy of such premises by the human beings. In such event, a reasonable attorney's fee shall become due as a penalty for nonpayment. (Code 1961, § 22.44)

Sec. 21-5. Easement required to connect main to city system.

It shall be unlawful to connect any sewer main, and no sewer main shall be connected, to the sanitary sewer system of the city unless and until there has been conveyed to the city and the city council has accepted an easement in and over the

property in which the main lies in such form as approved by the city attorney and city engineer, and unless and until the procedure, rules and regulations established by the city engineer have been fully complied with.

(Code 1961, § 22.1)

Sec. 21-6. Regulations governing connections authorized.

The city engineer is hereby authorized to establish a standard procedure and rules and regulations for the construction by private property owners of storm conduit, sanitary sewer mains and other facilities and appurtenances thereto to be connected to the sanitary sewer system of the city. Such standard procedure, rules and regulations shall be printed and a copy kept on file in the office of the city clerk and in the office of the building inspector of the city.

(Code 1961, § 22.2)

Sec. 21-7. Unpolluted wastes prohibited.

It shall be unlawful for any person to cause any storm water, roof, surface or subsurface drainage to be directed or connected to the sanitary sewer system.

(Code 1961, § 22.7.2)

21-8–21-19. Reserved.

ARTICLE II. CONNECTION PERMITS, FEES AND EXPANSION FUND

Sec. 21-20. Permit required; excavation permit prerequisite.

It shall be unlawful for any person, firm or corporation to make or cause to be made a connection of a fixture to a public sewer, sewer lateral or house-connection sewer without first obtaining a written sewer connection permit from the building official and paying the established fees for such connection. No sewer connection permit shall be issued in any case where it is necessary to construct a sewer lateral unless the application required by section 22-5 has been made and approved.

(Code 1961, § 22.7.1; Ord. No. 505, § 1, 2-26-73)

Sec. 21-21. Schedule of fees.

(a) Sewer service connection fees shall be as prescribed by ordinance adopted by the city council.

No connection fee is required for the replacement of an existing fixture. For the purpose of this article, "dwelling unit" is defined to include each single-family dwelling and each unit of an apartment, flat or multiple-dwelling structure used for human habitation. Said fees shall be paid along with and in addition to all fees required by the plumbing code of the city for every installation of a plumbing fixture, including but not limited to those installed at schools, hospitals and churches. The payment of the connection fee shall be a prerequisite to the issuance of a building permit.

(b) Sewer service connection fees are hereby prescribed as follows:

Connection Fee

Residential use. Including but not limited to:

Single-family dwellings, duplex and multiple-family dwellings, apartments and multiple-dwelling structures used for human habitation, per dwelling unit	1,750.00
---	----------

Nonresidential use.

Occupancies where the calculated flow to the sanitary sewer is less than 270 gallons per day, per connection	1,750.00
--	----------

Occupancies where the calculated flow to the sanitary sewer is greater than 270 gallons per day, per connection, plus \$ 4.88 (Vi–270).....	1,750.00
---	----------

Where:

Vi = Volume of wastewater in gallons per day to be discharged from the nonresidential use

(Code 1961, § 22.7.1; Ord. No. 505, § 1, 2-26-73; Ord. No. 563, § 1, 6-23-75; Ord. No. 588, § 1, 12-13-76; Ord. No. 725, § 1, 11-27-84; Ord. No. 830, §§ 1, 2, 8-14-90; Ord. No. 884, § 1, 7-12-94; Ord. No. 894, § 1, 6-27-95)

Sec. 21-22. Fees additional to plumbing fees.

Sewer connection permit fees shall be paid along with and in addition to all fees required by the plumbing code of the city for every installation of